

FILED - GR

March 6, 2017 11:32 AM

CLERK OF COURT  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
BY: ms / JK Scanned: 3/6/2017

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 1:07CR261-02

v.

Hon. Robert J. Jonker  
United States District Judge

THOMAS RANDALL KENT,

Defendant,

and

LYNDA ANDERSON,

Garnishee.

ANSWER OF THE GARNISHEE

LYNDA SUE ANDERSON, BEING DULY SWORN DEPOSES AND SAY:  
(Affiant)

IF GARNISHEE IS AN INDIVIDUAL:

That he/she is Garnishee herein doing business in the name of

NOT IN BUSINESS

(State full name and address of business)

IF GARNISHEE IS A PARTNERSHIP:

That he/she is a member of \_\_\_\_\_, a partnership,

of which Garnishee is a partner.

IF GARNISHEE IS A CORPORATION:

That he/she is the (State Official Title) \_\_\_\_\_ of Garnishee,

\_\_\_\_\_ a corporation, organized under the law of the State of

On February 18, 2017, Garnishee was served with the Writ of Continuing Garnishment.

For the pay period in effect on the date of service (shown above):

Yes      No

1. Defendant was in my/our employ.

2. Pay period is \_\_\_\_\_ weekly, \_\_\_\_\_ bi-weekly  
\_\_\_\_\_ semi-monthly, \_\_\_\_\_ monthly,

Enter date present pay period began. \_\_\_\_\_ (Present means the pay period in which this order and notice of garnishment were served)

3. Wage garnishment is limited to twenty-five percent (25%) of disposable Earnings, subject to Section 303 of the Consumer Protection Act. 28 U.S.C. § 3002(9) and 15 U.S.C. § 1673. "Disposable earnings" means That part of earnings remaining after all deductions required by law have been withheld. 28 U.S.C. §3002(5). The "non-exempt disposable earnings" subject to this writ of garnishment are set forth on the attached

4. Have there been previous garnishments?

If the answer is yes, describe below.

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~~\* SEE EXPLANATION AT BOTTOM OF THIS PAGE.~~

5. The Garnishee has custody, control or possession of the following property (non-earnings), in which the Defendant maintains an interest, as described below:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Defendant's Interest In Property</u>
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____

Garnishee anticipated owing to the judgment-debtor in the future, the following amounts:

<u>Amount</u>	<u>Estimated date or Period Due</u>
1. \$ _____	_____
2. \$ _____	_____
3. \$ _____	_____
4. \$ _____	_____

(Check the applicable line below if you deny that you hold property subject to this order of garnishment.)

[The Garnishee makes the following claim of exemption on the part of the Defendant:]

[Or has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to Defendant upon Plaintiff's claim:]

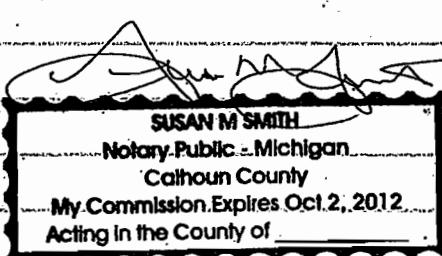
[The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant, Thomas Randall Kent and that the Garnishee did not have in

\* ON 12-12-16 THE APPLICABLE MICHIGAN  
SIX YEAR STATUTE OF LIMITATION RAN ON THE  
ATTACHED PROMISSORY NOTE BECAUSE NO  
PAYMENTS HAD BEEN MADE IN OVER  
SIX YEARS.

Purchase agreement to Buy B.C.Burger:

Eugene and Lynda Anderson  
are buying back B.C.Burger  
Per # S370-00-147-0 located at  
78 Calhoun St. Battle Creek Michigan  
for the amount of \$75,000.00,  
\$25,000.00 paid to Tom Kent  
12-11-07, \$50,000.00 paid in payments  
over a three year balloon to Tom Kent  
or whom ever he designates to  
receive payments on his behalf  
Purchase price includes Land,  
Building, all equipment & B.C.Burger  
Name. Eugene & Lynda are responsible  
for all property taxes due. Any other  
claims stemming from Tom Kent  
involvement with B.C.Burger prior  
to this date 12-11-07 will be the  
responsibility of Tom  
and be deducted from the principle  
owed.

December 11 2007



Lynda Anderson

12-11-07

his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.]

The Garnishee mailed a copy of this answer by first-class mail to (1) the defendant, judgment-debtor, Thomas Randall Kent and (2) the attorney for the United States, Jennifer S. Murnahan, Assistant United States Attorney, P. O. Box 208, Grand Rapids, MI 49501-0208.

Dyninda Sue Anderson  
Garnishee

Subscribed and sworn to before me this  
4th day of March 2017.

Annette F. Glaser  
Notary Public Annette F. Glaser  
(Seal)

My Commission expires: 04/05/2017

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PRESS FIRMLY TO SEAL



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Lynda Anderson  
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Battle Creek Mich  
49017

PAYMENT BY ACCOUNT (If applicable)

## DELIVERY OPTIONS (Customer Use Only)

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Grand Rapids, MI

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PO ZIP Code 49016	Scheduled Delivery Date MM/DD/YY 3/16	Postage \$ 23.75	
Date Accepted (MM/DD/YY) 3/4	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input type="checkbox"/> 3:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$ —	COD Fee \$ —
Time Accepted 10:57	10:30 AM Delivery Fee \$ —	Return Receipt Fee \$ —	Live Animal Transportation Fee \$ —
Special Handling/Fragile \$ —	Sunday/Holiday Premium Fee \$ —	Total Postage & Fees 23.75	
Weight lbs. 2 ozs. 0	Flat Rate Acceptance Employee Initials RD		

DELIVERY (POSTAL SERVICE USE ONLY)

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<input type="checkbox"/> PM	<input type="checkbox"/> PM	

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<input type="checkbox"/> PM	

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